

CHAPTER NO. 896

HOUSE BILL NO. 3146

By Representatives Russell Johnson, DuBois, Overbey

Substituted for: Senate Bill No. 2711

By Senator Norris

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 13, Part 1, relative to fees accompanying an instrument for registration.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated Title 8, Chapter 13, Section 111, is amended by designating the existing language as subsection (a) and by inserting the following language as a new subsection (b):

(b) A register shall adopt a policy regarding the procedure to follow if the register receives instruments for recordation accompanied by fees in excess of the required amount, and that policy shall include one or more of the following:

(1) Establishing a credit or debit account or a copy account for individual customers;

(2) Contacting the person or entity tendering the instrument for specific instructions regarding the excess fee;

(3) Allowing the register's office to retain reasonable overage amounts as fees of the office; or

(4) Registering every instrument eligible for registration and providing a refund of the excess monies, less a reasonable amount of the excess payments retained as fees of the office.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

PASSED: May 19, 2004



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 8th day of June 2004



PHIL BREDESEN, GOVERNOR